



UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

ROSETTA CAMPBELLE

Plaintiff

-against-

THE NEW YORK CITY TRANSIT AUTHORITY
and THE CITY OF NEW YORK

Defendants

NOTICE OF APPEAL
07 CV 4442 (LBS)

NOTICE IS HEREBY GIVEN, that Plaintiff, **Rosetta Campbell**, hereby appeals to the United States Court of Appeals for the Second Circuit from the Judgment following a Jury Verdict, dismissing Plaintiff's Complaint dated June 17, 2008 and entered in this action on June 19, 2008.

Dated: New York, New York
July 17, 2008

Respectfully submitted,


JOSEPH FLEMING, ESQ.
Joseph Fleming, Esq., P.C.
Attorney for Plaintiff
116 John Street, Suite 2830
New York, New York 10038
(212) 385-8036
JF:9542

To: Bennett S. Fischthal, Esq.
Attorney for Defendant New York City Transit Authority
Attorneys for the Defendant
130 Livingston Street
Brooklyn, NY 11201

Frank Victor Raimond, Esq.
Attorney for Defendant New York City Department of Law
100 Church Street
New York, NY 10007

Trina L. Moore, Esq.
Defendants' Trial Counsel
Armienti, DeBellis, Gugliemo & Rhoden, LLP
44 Wall Street
New York, NY 10005-2401

Sand, J

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

ROSETTA CAMPBELL

Plaintiff,

07 CIVIL 4442(LBS)

-against-

JUDGMENT

THE NYC TRANSIT AUTHORITY,
Defendant.

X

The issues in the above-entitled action having been brought on for trial before the Honorable Leonard B Sand, United States District Judge, and a jury on June 16, 2008, and at the conclusion of the trial the jury having returned a verdict in favor of the defendant, it is,

ORDERED, ADJUDGED AND DECREED: That the Complaint be and it is hereby dismissed.

DATED: New York, New York
June 17, 2008

SO ORDERED

Leonard Sand

USDJ

[Signature]

J. MICHAEL McMAHON

Clerk of Court

BY:

[Signature]
Deputy Clerk

USDS SDNY
DOCUMENT
ELECTRONICALLY FILED
DOC #:
DATE FILED: 6-19-08

THIS DOCUMENT WAS ENTERED
ON THE DOCKET ON [Redacted]

I, the undersigned, an attorney admitted to practice law,

Certification By Attorney Attorney's Affirmation certify that the within has been compared by me with the original and found to be a true and complete copy.

the attorney(s) of record for in the within action: I have read the foregoing and know the contents thereof: the same is true to my own knowledge, except as to the matters therein stated to be alleged on information and belief, and as to those matters I believe it to be true. The reason this verification is made by me and not by

The grounds of my belief as to all matters not stated upon my own knowledge are as follows:

I affirm that the foregoing statements are true, under the penalties of perjury.

Dated:

STATE OF COUNTY OF

ss.: _____

The name signed must be printed beneath

Check Applicable Box

Individual Verification

I, the foregoing and know the contents thereof: the same is true to my own knowledge, except as to the matters therein stated to be alleged on information and belief, and as to those matters I believe it to be true.

Corporate Verification

the corporation and a party in the within action: I have read the foregoing and know the contents thereof: and the same is true to my own knowledge. except as to the matters therein stated to be alleged upon information and belief. and as to those matters I believe it to be true. This verification is made by me because the above party is a corporation and I am an officer thereof.

The grounds of my belief as to all matters not stated upon my own knowledge are as follows:

Sworn to before me on _____

The name signed must be printed beneath

STATE OF NEW YORK

COUNTY OF NEW YORK

ss.: (If both boxes are checked—indicate after names, type of service used.)

I, BRITTNY BARNES

being sworn, say: I am not a party to the action, am over 18 years

of age and reside ~~xx~~ 116 John Street, Suite 2830, New York, NY 10038

On July 17, 2008

I served the within Notice of Appeal

Service By Mail by depositing a true copy thereof enclosed in a post-paid wrapper, in an official depository under the exclusive care and custody of the U.S. Postal Service within this State, addressed to each of the following persons at the last known address set forth after each name:

Personal Service on Individual by delivering a true copy thereof personally to each person named below at the address indicated. I knew each person served to be the person mentioned and described in said papers as *a party therein*:

To: Bennett S. Fischthal, Esq., Attorney for Defendant, NYC Transit Authority
130 Livingston Street, Brooklyn, NY 11201

Frank Victor Raimond, Esq., Attorney for Defendant, The City of New York,
New York City Law Department, 100 Church Street, New York, NY 10007

Trina L. Moore, Esq., Defendants' Trial Counsel, Armienti, DeBellis,
Gugliemo & Rhoden, LLP
44 Wall Street, New York, NY 10005

Sworn to before me on July 17, 2008

DRUCILLA MACK

Commissioner of Deeds, New York City

No 3-5203

Term Expires July 1, 1908

The name signed must be printed beneath

BRITTNY BARNES

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

ROSETTA CAMPBELLE

Plaintiff

-against-

THE NEW YORK CITY TRANSIT AUTHORITY and
THE CITY OF NEW YORK

Defendants

NOTICE OF APPEAL

JOSEPH FLEMING, ESQ., P.C.
Attorney(s) for Plaintiff
116 John Street, Suite 2830
New York, NY 10038
(212) 385-8036

To:

Service of a copy of the within
is hereby admitted

Dated: _____, _____

Attorney (s) for _____

PLEASE TAKE NOTICE

o NOTICE OF ENTRY

that the within is a (verified) true copy of a
duly entered in the office of the clerk of the within named court on _____

o NOTICE OF SETTLEMENT

after an order _____
will be presented for a settlement to the HON. _____
of which the within is a true copy

To

Service of a copy of the within is hereby admitted.

Dated: _____

Attorney(s) for _____